

HOUSE No. 36

Accompanying the sixth recommendation of the Executive Office of Public Safety and Security
(House, No. 30). The Judiciary.

The Commonwealth of Massachusetts

In the Year Two Thousand and Nine.

AN ACT RELATIVE TO COMMUNITY WORK CREWS.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Section 1 of chapter 127 of the General Laws, as appearing in the 2006 Official
2 Edition, is hereby amended by inserting after the word “correction” in line 3, the following
3 paragraph:—

4 “Community work crew”, a team of inmates who, while in the care and custody of
5 correctional personnel, provide services for patients in residential care at facilities of the
6 department of mental health, the department of mental retardation or the department of public
7 health or provide care of public lands or buildings and grounds.

8 SECTION 2. Section 49 of chapter 127, as so appearing, is hereby amended by inserting
9 after the word “facility” in line 18, the following sentence:- Notwithstanding any general or
10 special law to the contrary, inmates serving mandatory minimum sentences shall not be precluded
11 from participating in a community work crew.

12 SECTION 3. Section 49 is hereby further amended by striking out the last sentence of the
13 first paragraph and inserting in place thereof the following words:-

14 No sex offender, or sexually dangerous person as defined in section 1 of chapter 123A, or any
15 person convicted of a sexual offense as defined in said section 1, or any person convicted of a
16 violation of section 24B of chapter 265 shall be eligible for any program outside a correctional
17 facility authorized under section 48, for any community work crew or for any other work release
18 program authorized by law.

19 SECTION 4. Section 49B of chapter 127, as so appearing, is hereby amended by inserting
20 after the word “persons” in line 18, the following sentence:- Notwithstanding any general or

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- 21 special law to the contrary, inmates serving mandatory minimum sentences shall not be precluded
22 from participating in a community work crew.